### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Odorfer et al.

Serial No.:

09/936,779

Filed:

March 17, 2000

For:

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Examiner:

**Group Art Unit:** 

Docket: 298-141

Dated: December 21, 2001

Assistant Commissioner for Patents Washington, D.C. 20231

#### RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Sir:

In response to the Notice to File Missing Parts of Application, Filing Date

Granted, dated October 23, 2001 for the above identified patent application, Applicant submits the following:

an executed Combined Declaration and Power of Attorney by the inventor;

a check in the amount of \$130.00; and

a copy of the Notice to File Missing Parts of application;

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231 on December 21, 2001.

Dated: December 21, 2001

George M. Kaplan

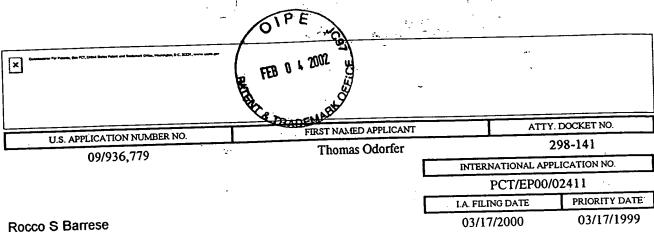
It is believed that no other fees will be incurred as a result of this response. However, please charge any deficiency or credit any overpayment of such fees to deposit account 04-1121. Also in the event that any extensions of time are required for this response, please treat this paper as a petition to extend the time as required and charge deposit account no. 04-1121 therefore. **TWO COPIES OF THIS SHEET ARE ENCLOSED**.

Respectfully submitted,

DILWORTH & BARRESE 333 Earle Ovington Blvd. Uniondale, NY 11553 (516) 228-8484 george M. Kaplan, Esq.

Reg. No. 28,375

Attorney for Applicant(s)



Rocco S Barrese Dilworth & Barrese 333 Earle Ovington Boulevard Uniondale, NY 11553

Date Mailed: 10/23/2001

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Preliminary Amendments
- Request for Immediate Examination

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the
  application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the

provisions of 37 CFR 1.136(a)

FEB 0 4 2302

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

• \$130 Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

### LAMONT M HUNTER

Telephone: (703) 305-3686

## PART 1 - ATTORNEY/APPLICANT COPY

PARI	1 - ATTORNETIAL LIGITION	
U.S. APPLICATION NUMBER NO. 09/936,779	INTERNATIONAL APPLICATION NO.	ATTY, DOCKET NO.
	PCT/EP00/02411	298-141
03/30-4,	9.00	